

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

In re:

LEHMAN BROTHERS HOLDINGS INC.,

Debtor.

Chapter 11

Case No. 08-13555

**NOTICE OF APPEARANCE AND DEMAND FOR NOTICE  
AND SERVICE OF PAPERS**

**PLEASE TAKE NOTICE** that EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT (“EBRD”), a creditor, hereby appears in the above-captioned case.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to Bankruptcy Rules 2002 and 9007, demand is made that all notices given or required to be given, and all papers served or required to be served, be given and served upon the following:

PAUL, HASTINGS, JANOFSKY & WALKER LLP  
75 East 55th Street  
New York, NY 10022-3205  
Attention: Harvey A. Strickon (HS5210)  
Tel: (212) 318-6380  
Fax: (212) 230-7689  
E-mail: harveystrickon@paulhastings.com

The foregoing demand includes, not only the notices and papers referred to in the Bankruptcy Rules specified above but, without limitation, all orders and notices of any application, motion, hearing, petition, request, complaint or demand, whether formal or informal, whether written or oral and whether transmitted or conveyed by mail, personal delivery, telephone, telegraph, telex, facsimile, electronic mail or otherwise, which affect or seek to affect in any way any rights or interests of the Debtor.

This appearance and demand for notice and service of papers is not intended as nor is it a consent to jurisdiction of the Bankruptcy Court over EBRD nor, specifically but not limited to, a waiver of (i) EBRD's right to have final orders in non-core matters entered only after *de novo* review by a district judge; (ii) EBRD's right to trial by jury in any proceeding so triable herein or in any case, controversy or proceeding related hereto; (iii) EBRD's right to have the reference withdrawn by the District Court in any matter subject to mandatory or discretionary withdrawal; or (iv) any other rights, claims, actions, defenses, set-offs, or recoupments to which EBRD is or may be entitled under any agreement, in law or in equity, as of which rights, claims, actions, defenses, set-offs, and recoupments EBRD expressly reserves.

Dated: New York, New York  
September 25, 2008

PAUL, HASTINGS, JANOFSKY & WALKER LLP

By: /s/ Harvey Strickon  
Harvey A. Strickon (HS5210)

Attorneys for European Bank for Reconstruction and  
Development

75 East 55th Street  
New York, NY 10022-3205  
Tel: (212) 318-6380  
Fax: (212) 230-7689  
E-mail: harveystrickon@paulhastings.com